

MELINDA HAAG (CABN 132612)
United States Attorney

J. DOUGLAS WILSON (DCBN 412811)
Chief, Criminal Division

JANAKI GANDHI (CABN 272246)
Special Assistant United States Attorney

450 Golden Gate Ave., Box 36055
San Francisco, California 94102
Telephone: (415) 436-7200
Fax: (415) 436-7234
E-Mail: janaki.gandhi@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V.

LEONEL CAPI-CUEVAS,

Defendant.

NO. CR 14-0223 RS

STIPULATION AND ~~[PROPOSED]~~ ORDER
EXCLUDING TIME UNDER 18 U.S.C. § 3161

The parties in this case appeared before the Court on May 13, 2014. At that time, the parties represented that additional time would be needed for counsel for the defendant to review discovery and conduct investigations. Accordingly, the Court set the matter to June 24, 2014.

The parties have agreed to exclude the period of time between May 13, 2014, and June 24, 2014, from any time limits applicable under 18 U.S.C. § 3161. The parties agreed that granting the exclusion would maintain continuity of counsel and allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this

Stipulation and ~~Proposed~~ Order Excluding Time
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1 agreement.

2 SO STIPULATED:

3 MELINDA HAAG
4 United States Attorney

5 DATED: May 14, 2014

6 /s/
7 JANAKI GANDHI
8 Special Assistant United States Attorney

9 DATED: May 24, 2014

10 /s/
11 JODI LINKER
12 Attorney for Defendant Leonel Capi-Cuevas
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~~[PROPOSED]~~ ORDER

For the reasons stated above and at the May 13, 2014 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from May 13, 2014, to June 24, 2014, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 5/15/14



HONORABLE RICHARD SEEBORG
United States District Court Judge